

REMARKS

The present application is a divisional of application Serial # 10/202,945 entitled "METHOD AND APPARATUS FOR CONTROLLING A PIEZO ACTUATOR" filed on July 24, 2002 which itself is a divisional of Application Serial # 09/706,369 filed Nov. 3, 2000 entitled "METHOD AND APPARATUS FOR CONTROLLING A PIEZO ACTUATOR" and subsequently issued as Patent No. US 6,476,537. The application 10/202,945 (the '945 application) was assigned to Examiner Julio C. Gonzalez, of Group# 2834. In the '945 application the Examiner, in an Office Action dated November 27, 2002, imposed a 3 way restriction or election requirement directed to Group I, Claims 22-27; and Group II, Claims 11-21 and Group III Claims 28-30. Responsive to the restriction requirement Group II, Claims 11-21, were elected by the Applicant for prosecution. In this, the divisional application, Applicant has resumed prosecution of the subject matter of Group I. Applicant cancels Claims 1-21 and 28-30, and of the remaining Claims 22-27 amends Claims 22 and 24, for prosecution. These Claims are believed to be in a condition for the Examiner's examination and consideration for allowance. Such early action is solicited.

IN THE SPECIFICATION:

Applicant has preliminarily amended the Specification in the same manner as required by the Examiner and as allowed by the Examiner in the parent '945 Application to correct informalities therein.

- a) The section on page 1 entitled "CROSS-REFERENCE TO RELATED APPLICATION" to claim divisional status.
- b) The paragraph beginning at Page 13, Line 10 has been amended to correct the orphan "s" before the word "spherical".
- c-f) The phrases "driven member", "shaft", "adjustment screw" are used to describe the element 158 shown in FIG. 1. All of these nouns aptly describe with varying degrees of specificity the same element 158. Applicant has amended the specification to refer to that element as a "driven member".

g.-j) The orphan reference numbers 506 and 194 are mentioned in the specification and not shown in the drawings. Correction has been made to the reference sign(s) themselves which were incorrectly entered in the specification. In the portion of the specification (Application at Page 12, line 14) which accompanies FIG. 5 and in which reference is made to the two inner faces of the jaws of the actuator, one of the two reference signs, i.e. reference sign 506 was entered incorrectly and has been corrected to correspond with the reference sign 526 for that jaw element in FIG. 5.

In the paragraph beginning on page 7 several references are made to the rotary stage which is accorded a reference sign 172 in FIGS. 1 and 6. One of the reference signs, i.e. reference sign 194 was incorrectly entered and has been deleted by amendment to the specification since the correct reference number was entered earlier in the same paragraph (Application at Page 7, line 30).

CONCLUSION

Elected Claims 22-27 as presented are believed to be in a condition for the Examiner's examination and consideration for allowance. Such early action is solicited.

The Commissioner is authorized to charge any additional fees which may be required, to Deposit Account No. 50-1338 (Docket No. NFC1P014D1_D1).

Respectfully submitted,
IP CREATORS



Charles C. Cary
Registration No. 36,764

Date: December 11, 2003

P.O. Box 2789
Cupertino, CA 95015
Tel: (408) 850-9585
Fax: (408) 850-9585
E-mail: cccary@ipcreators.com